

**In the United States District Court  
for the Southern District of Georgia  
Brunswick Division**

2009 NOV -9 AM 9:33

RONALD STERN,

:

CIVIL ACTION

Plaintiff,

:

v.

:

FEDERAL BUREAU OF PRISONS,

:

Defendant.

:


NO. CV209-37

**ORDER**

On October 5, 2009, Magistrate Judge James E. Graham entered a report and recommendation suggesting dismissal of Plaintiff's case. Judge Graham concluded that the prisoner's argument, that the Bureau of Prisons should not have set a restitution payment schedule, was procedurally defaulted because it was not raised on direct appeal.

After an independent review of Stern's objections to the Magistrate Judge's findings, the Court concurs with the Magistrate Judge's suggested disposition of the case and hereby **ADOPTS** the report and recommendation as the order of the Court. Plaintiff's objections are **OVERRULED**. Dkt. No. 51. The Clerk shall enter judgment accordingly.

**SO ORDERED**, this 9th day of November, 2009.

  
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JUDGE, UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA